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raised was whether these were necessary at all and whether they would prohibit small contractors or engaging in this business on a small time basis, if that cost, in fact, was that prohibitive prohibitive enough that we would seek an exemption for the tech colleges, shouldn't we perhaps at least receive some justification. Since no justification is forthcoming, I think it is a reasonable amendment. I move its adoption.

SENATOR SIMPSON: Senator Bereuter.

SENATOR BEREUTER: A question, Mr. President, a question of the Clerk.

SENATOR SIMPSON: Vince, we have a question for you.

SENATOR BEREUTER: Is the Cavanaugh amendment that is now being considered, an amendment to my amendment, found on page 423 of the Legislative Journal.

CLERK: Yes.

SENATOR BEREUTER: Thank you, Mr. Clerk.

SENATOR SIMPSON: Senator Warner.

SENATOR WARNER: A question of Senator Cavanaugh. Senator Cavanaugh, it is more of a question of technicality, as I read that section, it indicates that the Health Department may, by rule and regulation, require that the architect and engineering, duly licensed, to draw the plans. My question is, to strike the language that they may, is it your assumption that would preclude them by rules and regulations from doing that since it was not specifically in there or are we not doing anything by striking that language, one way or the other, since it is an optional thing for them to do. In other words, my question is, specifically, in your opinion by striking that language, would you preclude the Department by rule and regulation of requiring.

SENATOR CAVANAUGH: That is a fair question. I am not sure. I thought about that a little bit yesterday and didn't give it a great deal of thought. You may be correct, Senator Warner, that that provision, of course, does not require it. I think I am proceeding on the basis that we are granting authority there and that the legislative intent would reflect that we withdrew the authority if we adopt this amendment, so that they may not.

SENATOR SIMPSON: Senator Barnett.

SENATOR BARNETT: Mr. President, members of the Legislature, I would ask unanimous consent to lay this 248 over until Senator Burbach gets back. He isn't here and it is his bill and that is the same thing they worked out the other day. I am surprised Senator Kennedy wasn't up.